

KANSAS JUVENILE JUSTICE CODE

SECTION 12

CHAPTER 76—STATE INSTITUTIONS AND AGENCIES; HISTORICAL PROPERTY ARTICLE 32—JUVENILE JUSTICE AUTHORITY

76-2101. Appointment of superintendents and directors; compensation; acting superintendents and directors. On and after July 1, 1997, the commissioner shall appoint the superintendents of the Atchison juvenile correctional facility, the Beloit juvenile correctional facility, the Topeka juvenile correctional facility and the Larned juvenile correctional facility. Superintendents shall be in the unclassified service under the Kansas civil service act. A superintendent may be removed at any time by the commissioner. Each superintendent shall receive an annual salary fixed by the commissioner, with the approval of the governor. The commissioner may appoint an acting superintendent for any institution which has a superintendent to serve temporarily until a vacancy is filled. Acting superintendents shall have the same powers, duties and functions as superintendents.

History: L. 1996, ch. 229, § 4; L. 1997, ch. 156, § 112; L. 2003, ch. 72 § 6; July 1.

Source or prior law:

76-12a19.

76-3202. Appointment of employees; application of civil service act. (a) Employees of each institution shall be appointed by the superintendent or director of the institution. All employees so appointed shall be in the classified service under the Kansas civil service act, except as provided in subsection (b) and physicians who shall be in the unclassified service under the Kansas civil service act and as provided in K.S.A. 75-2935, and amendments thereto, or any other statute.

(b) The superintendent of the Topeka juvenile correctional facility may appoint a deputy superintendent and an attorney for such facility. Such deputy and attorney shall be in the unclassified service under the Kansas civil service act and as provided in K.S.A. 75-2935, and amendments thereto.

History: L. 1996, ch. 229, § 5; L. 2003, ch. 93, § 1; July 1.

76-3203. Administration of juvenile correctional facilities; rules and regulations; contracts for educational services; issuance of

passes, prohibition; security plan; grooming code. On and after July 1, 1997:

(a) All jurisdiction, powers, functions and duties relating to institutions as defined in K.S.A. 2006 Supp. 38-2302, and amendments thereto, are conferred and imposed upon the commissioner to be administered within the juvenile justice authority as provided by this act.

(b) The commissioner may adopt rules and regulations for the government, regulation and operation of institutions. The commissioner may adopt rules and regulations relating to all persons admitted to institutions.

(c) The commissioner may enter into an educational services contract with a unified school district, another public educational services provider or a private educational services provider for an institution pursuant to competitive bids or by negotiation as determined by the commissioner. Each such educational services contract is exempt from the competitive bid requirements of K.S.A. 75-3739, and amendments thereto.

(d) The commissioner shall not issue a pass, furlough or leave to any juvenile placed in an institution except as needed for such juvenile to obtain medical services or to reintegrate such juvenile into the community. If any juvenile is issued a pass, furlough or leave, such juvenile shall be accompanied by a staff member or other designated adult.

(e) The commissioner shall implement an institutional security plan designed to prevent escapes and to prohibit contraband and unauthorized access to the institution and, within the limits of appropriations, construct perimeter fencing as required by the institutional security plan.

(f) The commissioner, by rules and regulations, shall establish a rigid grooming code and shall issue uniforms to juvenile offenders in an institution.

History: L. 1996, ch. 229, § 6; L. 2006, ch. 169, § 136; Jan. 1, 2007.

76-3204. Larned juvenile correctional facility. On and after July 1, 1997, the name of the youth center at Larned is hereby changed to the Larned juvenile correctional facility. On and after July 1, 1997, any reference to the youth center at Larned, or words of like effect, in any statutes, contract or other document shall be deemed to apply to the Larned juvenile correctional facility. The Larned juvenile correctional facility shall be under the supervision and control of the commissioner of juvenile justice

KANSAS JUVENILE JUSTICE CODE

in accordance with K.S.A. 76-3203, and amendments thereto. All juvenile offenders placed in the Larned juvenile correctional facility shall be subject to the laws applicable to any other juvenile correctional facility, as defined by K.S.A. 2006 Supp. 38-2302, and amendments thereto.

History: L. 1997, ch. 156, § 26; L. 2006, ch. 169, § 137; Jan. 1, 2007.

76-3205. Kansas juvenile correctional complex; management; fee fund. (a) There is hereby established, as a separate institution, the Kansas juvenile correctional complex. Any reference in the laws of this state to a juvenile correctional facility or institution as defined in K.S.A. 2006 Supp. 38-2302, and amendments thereto, shall be construed as also referring to the Kansas juvenile correctional complex.

(b) The commissioner of juvenile justice shall have the management and control of the Kansas juvenile correctional complex.

(c) The superintendent of the Kansas juvenile correctional complex shall remit all moneys received by or for the superintendent from charges and other operations of such institution to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the Kansas juvenile correctional complex fee fund. All expenditures from such fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by such superintendent or by a person or persons designated by the superintendent.

History: L. 2003, ch. 72, § 1; L. 2006, ch. 169, § 138; Jan. 1, 2007.